

(rev. 8/95) DECLARATION FOR PATENT APPLICATION

Docket: A-1610

As a below named inventor, I hereby declare that:

My residence post office address and citizenship are as stated below next to my name. I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the invention entitled SINGLE-TAILED SUTURING METHOD AND APPARATUS, the specification of which (check one)

is attached hereto
 was filed on _____
 as US Application Serial Number or PCT International Application Number _____
 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR § 1.56. I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)	(Country)	(Day/Month/Year Filed)	[]
(Number)	(Country)	(Day/Month/Year Filed)	[]

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

(Application Number)	(Filing Date)
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I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365C of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application Number)	(Filing Date)	(Status -patented, pending, abandoned)
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Donald E. Stout, Reg. No. 34,493; Frank J. Uxa, Reg. No. 25,612; Robert D. Bujan, Reg. No. 32,460;
Kenton R. Mullins, Reg. No. 36,331; Phillip H. Hammond, Reg. No. 38,177; Guy Cumberbatch, Reg. No. 38,114;
Jo Anne M. Ybaben, Reg. No. 42,243

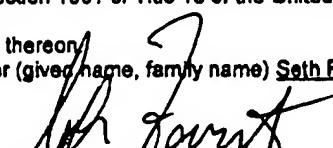
Address all telephone calls to Donald E. Stout at telephone number (949) 450-1750; facsimile number (949) 450-1764
 Address all correspondence to Donald E. Stout

Stout, Uxa, Bujan & Mullins, LLP
4 Venture, Suite 300
Irvine, CA 92618

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the

application or any patent issued thereon.
 Full name of sole or first inventor (given name, family name) Seth Foerster

Inventor's signature
 Residence
 Post Office Address


San Clemente, California
758 Via Otono, San Clemente, CA 92672

Date 2/25/00
 Citizenship U.S.A.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

OCTOBER 27, 2000

PTAS

STOUT, UXA, BUYAN & MULLINS, LLP
DONALD E. STOUT
4 VENTURE, SUITE 300
IRVINE, CA 92618



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/21/2000

REEL/FRAME: 011057/0081
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

FOERSTER, SETH A.

DOC DATE: 08/14/2000

ASSIGNEE:

OPUS MEDICAL, INC.
27127 CALLE ARROYO, SUITE 1924
SAN JUAN CAPISTRANO, CALIFORNIA

92675

SERIAL NUMBER: 09515360
PATENT NUMBER:

FILING DATE: 02/29/2000
ISSUE DATE:

MARY BENTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

09-15-2000



To the Honorable Commissioner of:

101458045

Attached original documents or copy thereof.

1. Name of conveying party(ies):

Seth A. Foerster

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other: _____

Execution Date: 08/14/00

2. Name and address of receiving party(ies)

Name: OPUS MEDICAL, INC.

Internal Address:

Street Address:

27127 Calle Arroyo, Suite 1924

San Juan Capistrano, CA 92675

Additional name(s) & address(es) attached? Yes No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) 09/515,360

B. Patent No. (s)

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Donald E. Stout

Internal Address:

Street Address:

Stout, Uxa, Buyan & Mullins, LLP

4 Venture, Suite 300

Irvine, CA 92618

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40

Enclosed

Authorized to be charged to deposit account

8. Deposit account number: 13-5135

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Donald E. Stout

Name of Person Signing

Signature

8-16-00

Date

3

Total number of pages including cover sheet, attachments and document:

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box assignments
Washington, D.C. 20231

09/14/2000 JJALLAH2 00000052 09515360

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40.00 09

WHEN RECORDED, RETURN TO:

Donald E. Stout
Stout, Uxa, Buyan & Mullins, LLP
4 Venture, Suite 300
Irvine, CA 9266618

ASSIGNMENT

WHEREAS, I, SETH A. FOERSTER of the City of San Clemente, State of California, have invented certain new and useful improvements in

**METHOD AND APPARATUS FOR ATTACHING CONNECTIVE TISSUES TO BONE
USING A KNOTLESS SUTURE ANCHORING DEVICE**

for which the said SETH A. FOERSTER executed application papers for a patent application having been filed on February 29, 2000, and assigned United States Serial Number 09/515,360; and

WHEREAS, OPUS MEDICAL, INC., a California corporation, hereinafter called Assignee, having its place of business at 27132 B Espada, Suite 1222, San Juan Capistrano, CA 92675, is desirous of acquiring our entire right, title and interest in and to the aforesaid invention and in and to any and all Letters Patent therefor granted in the United States of America, and in any and all countries foreign thereto;

NOW, THEREFORE, TO WHOM IT MAY CONCERN, be it known that, for and in consideration of the sum of ONE DOLLAR (\$1.00) to me in hand paid by Assignee, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I, SETH A. FOERSTER by these presents sell, assign and transfer unto Assignee, its successors and assigns, the full and exclusive right, title and interest for the territory of the United States of America and all countries foreign thereto (including the right to apply for Letters Patent in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), in and to the said invention as described in said application, and in and to all Letters Patent granted therefor, and all divisions, reissues and continuations

thereof, and I hereby authorize and request the Commissioner of Patents and Trademarks to issue all Letters Patent on said inventions or resulting therefrom to said Assignee, as assignee of my entire right, title and interest, and I covenant that I have full right so to do and agree that I will communicate to said Assignee, or its successors any and all facts known to us regarding said invention whenever requested, and will testify in any legal proceeding, sign all lawful papers, execute all divisional, reissue and continuation applications, and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper patent protection for said invention in all countries.

Executed this 14th day of August, 2000.



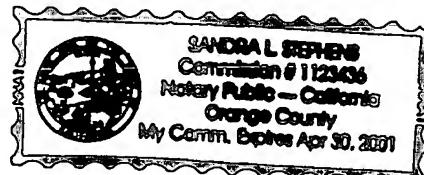
SETH A. FOERSTER

STATE OF CALIFORNIA /
/
COUNTY OF ORANGE /

On 8-14-00, before me SANDRA L. Stephens, personally appeared SETH A. FOERSTER personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Signature 



SEAL